

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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Stephen Burr, et al.,

Plaintiffs,

-against-

19 **CIVIL** 4346 (AJN)

JUDGMENT

Equity Bancshares, Inc., et al.,

Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated October 14, 2020, the investors have failed to plead any material misrepresentations or omissions as required to state a claim under § 10(b) and Rule 10b-5 or to establish control person liability under § 20(a). Because Equity Bancshares' statements during the relevant period were statements of opinion consistent with the belief that the value of its credit relationship with Gigi's and Gatti's could be recouped by sale or liquidation of those businesses, any further amendment to the complaint would be futile. The motion to dismiss (Dkt. No. 31) is **GRANTED** and all claims are dismissed with prejudice; accordingly, this case is closed.

Dated: New York, New York

October 14, 2020

RUBY J. KRAJICK

BY:

Clerk of Court

K. mango

Deputy Clerk